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DEC 1 4 2004

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From:

Mikio Ishimaru

Examiner Sindya Narayanaswamy

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(703) 872-9306

Pages:

3, including this page

TC 2174 - After Final

Phone:

(703) 305-8473

Date:

December 14, 2004

Re:

CC: U.S. Patent Application Serial

No. 09/545,394

Notice of Appeal

IMPORTANT

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For confirmation or assistance, call (408) 738-0592

Dear Examiner Narayanaswamy:

White Schiman

Attached is a Notice of Appeal with a duplicate copy in response to 1) the Final Office Action mailed July 14, 2004, and 2) the Advisory Action mailed November 19, 2004, for U.S. Patent Application Serial No. 09/545,394 (attorney docket no. 10992635-1).

The one-month extension fee was calculated from the expiration date of the shortened statutory period for reply, which was the mailing date of the Advisory Action (November 19, 2004).

Respectfully submitted,

Mikio Ishimaru Reg. No. 27,449 HEWLETT-PACKARD COMPANY Intellectual Property Administration P. O. Box 272400 Fort Collins, Colorado 80527-2400

Number of pages: 2

Typed Name: Vickie ishimaru

Signature: Wickie Internation

DEC 1 4 2004

PATENT APPLICATION

ATTORNEY DOCKET NO. 10992635-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Confirmation No.: 2447 Inventor(s): Preeti N. Bhoj et al. Examiner: S. Narayanaswamy Application No.: 09/545,394 Group Art Unit: 2174 Filing Date: 4/7/2000 AN ADAPTIVE ADMISSION CONTROL SYSTEM FOR A SERVER APPLICATION SYSTEM Title: Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES Sir: Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the _tul_14, 2004 ___, rejecting the following claims_1-18 The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 500.00 (complete (a) or (b) as applicable) The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply. (X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below: (x) one month \$120.00) two months \$430.00 three months \$980.00 () four months \$1530.00 () The extension fee has already been filed in this application. () (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time. Please charge to Deposit Account 08-2025 the sum of _ \$500.00 At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed. () I hereby certify that this correspondence is being deposited with the United States Postal Service as Respectfully submitted, first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA Preeti N. Bhoj et al. 22313-1450. Date of Deposit:. OR (X) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number__(703) 872-9306 on Dec. 14. Mikio Ishimaru

Telephone No.: (408) 738-0592
PAGE 2/3* RCVD AT 12/14/2004 8:54:27 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:408 738 0881 * DURATION (mm-ss):01-14

Reg. No.

Attorney/Agent for Applicant(s)

27,449

Date: Dec. 14, 2004

HEWLETT-PACKARD COMPANY Intellectual Property Administration P. O. Box 272400 Fort Collins, Colorado 80527-2400

Signature:__

PATENT APPLICATION

ATTORNEY DOCKET NO. 10992635-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):	Preeti N. Bhoj et al.	•	Confirmation No.: 2447
Application No.	: 09/545,394		Examiner: S. Narayanaswamy
Filing Date:	4/7/2000		Group Art Unit: 2174
Title:	AN ADAPTIVE ADMI	SSION CONTROL	SYSTEM FOR A SERVER APPLICATION SYSTEM
Commissioner 1	or Patents	,	
Alexandria, VA	22313-1450		•
	NOTICE OF A	PPEAL FROM THI	EXAMINER TO THE
	BOARD OF PA	TENT APPEALS	AND INTERFERENCES
Sir:			
examiner date		, rejecting the fol	als and Interferences from the decision of the lowing claims_1,18
	(com	plete (a) or (b) as	applicable)
The proceeding	gs herein are for a pate	nt application and	the provisions of 37 CFR 1.136(a) apply.
(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:			
	(x) one month () two months () three months () four months	\$12 0.00 \$430.00 \$980.00 \$1530.00	
() The ex	ctension fee has already	y been filed in this	s application.
being	ant believes that no ext made to provide for the etition and fee for exte	possibility that a	required. However, this conditional petition is pplicant has inadvertently overlooked the need
the pendency Deposit Account Account 08-20	of this application, plont 08-2025 pursuant to 25 under 37 CFR 1.16	ease charge any o 37 CFR 1.25. through 1.21 inc	sum of \$500,00. At any time during fees required or credit any over payment to Additionally please charge any fees to Deposit lusive, and any other sections in Title 37 of the duplicate copy of this sheet is enclosed.
deposited wit first class mai Commissioner	y that this correspondence is h the United States Postal Se i in an envelope addressed to for Patents, Alexandria, VA Date of Deposit:	rvice 89):	Respectfully submitted, Preeti N. Bhoj et al.
to the Patent	OR y that this paper is being trained trademark Office facsim) 872-9306 on Dec. 1	ile	By Mikio Ishimaru
Number of pa			Attorney/Agent for Applicant(s) Reg. No. 27,449
• •	Vicide ishimaru		Date: Dec. 14, 2004